

**The Commonwealth of Massachusetts**

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**JOURNAL OF THE HOUSE.**



**MONDAY, JUNE 1, 2009.**

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Monday, June 1, 2009.

Met at according to adjournment eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

## *Resolutions.*

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Barrows of Mansfield) on the occasion of the Normandy Farms two hundred and fiftieth anniversary;

Normandy  
Farms.

Resolutions (filed by Mr. Brownsberger of Belmont) on the occasion of the retirement of Doctor Patricia Aubin from the Belmont Public Schools;

Patricia  
Aubin.

Resolutions (filed by Mr. Hecht of Watertown) commemorating the rededication of the Watertown Founders' Monument;

Founders'  
Monument.

Resolutions (filed by Ms. Peake of Provincetown) congratulating Karl Thompsen on receiving the Eagle Award of the Boy Scouts of America; and

Karl  
Thompsen.

Resolutions (filed by Mr. Smola of Palmer) honoring Lorraine DiNuovo on the occasion of her retirement;

Lorraine  
DiNuovo.

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the Rules, in each instance, on motion of Mr. Kafka of Stoughton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

## *Petitions.*

Ms. Reinstein of Revere presented a petition (accompanied by bill, House, No. 1114) of Kathi-Anne Reinstein (with the approval of the mayor and city council) relative to eliminating preliminary elections in the city of Revere; and the same was referred to the committee on Election Laws. Sent to the Senate for concurrence.

Revere,—  
preliminary  
elections.

Petitions severally were presented and referred as follow:

By Mr. Costello of Newburyport, petition (subject to Joint Rule 12) of Michael A. Costello and James E. Timilty relative to police investigations.

Police  
investigations.

By Ms. Gifford of Wareham, petition (subject to Joint Rule 12) of Susan Williams Gifford for legislation to increase the amount of earnings that a retired public employee may be paid for certain additional public service.

Retired public  
employees.

By the same member, petition (subject to Joint Rule 12) of Susan Williams Gifford and Marc R. Pacheco relative to seat belts in school buses.

School bus seat  
belts.

By Mr. Gregoire of Marlborough, petition (subject to Joint Rule 12) of Danielle W. Gregoire relative to banning state funds to social service recipients for certain automobile expenses.

Motor vehicle expenses,—state funds.

By Mrs. Haddad of Somerset, petition (subject to Joint Rule 12) of Patricia A. Haddad and Joan M. Menard for legislation to establish a sick leave bank for Gayle Tickel, an employee of the Department of Correction.

Gayle Tickel,—sick bank.

By Mr. Kafka of Stoughton, petition (subject to Joint Rule 12) of Louis L. Kafka relative to property tax liabilities.

Property tax liabilities.

By Mr. Kane of Holyoke, petition (subject to Joint Rule 12) of Michael F. Kane for legislation to establish a sick leave bank for Mary F. Keeler, an employee of the Trial Court.

Mary F. Keeler,—sick bank.

By Mr. Lantigua of Lawrence, petition (subject of Joint Rule 12) of William Lantigua and other members of the General Court for legislation to establish a sick leave bank for Dubik Unruh, an employee of the Department of Transitional Assistance.

Dubik Unruh,—sick bank.

By Mr. Patrick of Falmouth (by request), petition (subject to Joint Rule 12) of Victor Chiampelli relative to the motor vehicle excise tax.

Motor vehicle excise tax.

By Mr. Pignatelli of Lenox, petition (subject to Joint Rule 12) of William Smitty Pignatelli and other members of the General Court relative to Medicaid payments to critical access hospitals.

Medicaid payments.

By Mr. Smola of Palmer, petition (subject to Joint Rule 12) of Todd M. Smola and Stephen M. Brewer for legislation to establish a sick leave bank for Dolores Tower, an employee of the Department of Mental Health.

Dolores Tower,—sick bank.

By the same member, petition (subject to Joint Rule 12) of Todd M. Smola, Anne M. Gobi and Stephen M. Brewer for legislation to establish a sick leave bank for Crystal Pollack, an employee of the Department of Mental Retardation.

Crystal Pollack,—sick bank.

By Ms. Walz of Boston, petition (subject to Joint Rule 12) of Martha M. Walz relative to student attendance in public schools.

Students,—attendance.

Severally, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

A Bill mobilizing economic recovery in the Commonwealth (Senate, No. 2061) (on Senate bill No. 2047), passed to be engrossed by the Senate was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Economic stimulus.

The following communication was spread upon the records of the House, as follows:

May 29, 2009.

Honorable Robert A. DeLeo  
*Speaker of the House of Representatives*  
Room 356 State House  
Boston, MA. 02133

Dear Mr. Speaker:

I have the honor to inform you that the Honorable Richard R. Tisei, Senate Minority Leader, has announced the appointment of Senator Bruce E. Tarr to serve as his designee to the Special Commission established (pursuant to Chapter 7 of the Resolves of 2008) to make an investigation and study of economic opportunities in

Economic opportunity and Charles River water quality commissions,—

the Commonwealth and the appointment of Senator Scott P. Brown to serve as his designee to the Special Commission established (pursuant to Chapter 498 of the Acts of 2008) to make an investigation and study of the water quality of the Charles River.

Senate  
appointments.

Respectfully submitted,  
WILLIAM F. WELCH  
*Clerk of the Senate.*

*Reports of Committees.*

By Mr. Koutoujian of Waltham, for the committee on Financial Services, on Senate, No. 485 and House, Nos. 1036 and 3889, a Bill relative to increasing coverage for infertility treatments (printed as Senate, No. 485). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

Infertility  
treatments,—  
insurance.

By Mr. Koutoujian of Waltham, for the committee on Financial Services, on a petition, a Bill relative to home service contracts (House, No. 987). Read; and referred, under Rule 33, to the committee on Ways and Means.

Home service  
contracts.

By Mr. Donato of Medford, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to unpaid municipal fines (House, No. 3588). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Municipal  
fines.

*Emergency Measure.*

The engrossed Bill authorizing the Department of Fish and Game to acquire conservation restrictions in and to lands owned by the city of Fitchburg (see House, No. 3848), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Fitchburg,—  
land.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 4 to 0. Sent to the Senate for concurrence.

*Orders of the Day.*

The House Bill establishing a sick leave bank for Margaret Freddie Purcell, an employee of the Department of Developmental Services (House, No. 4080) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third  
reading  
bill.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered*, That when the House adjourns today, it adjourn to meet on the

Next

following Wednesday at eleven o'clock A.M.

sitting.

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At ten minutes after eleven o'clock A.M., on motion of Mrs. Poirier of North Attleborough (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.